

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
CIVIL NO.: 24-4169 (DSD/SGE)

Matthew Starnes,

Petitioner,

v.

**ORDER**

MCF Rush City Warden,

Respondent.

Based upon the Report and Recommendation by United States Magistrate Judge Shannon G. Elkins dated December 17, 2024, ECF No. 7, along with all the files and records, and no objections to said Recommendation having been filed, **IT IS HEREBY ORDERED** that this action is dismissed without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: January 2, 2025

s/David S. Doty  
David S. Doty, Judge  
United States District Court